

ILLINOIS POLLUTION CONTROL BOARD
June 17, 1998

ILLINOIS STATE TOLL HIGHWAY)		
AUTHORITY,)		
)		
Petitioner,)		
)		
v.	)	PCB 98-88	PCB 98-134
	)	PCB 98-115	PCB 98-135
ILLINOIS ENVIRONMENTAL	)	PCB 98-124	PCB 98-136
PROTECTION AGENCY,	)	PCB 98-125	PCB 98-137
	)	PCB 98-132	PCB 98-138
Respondent.	)	PCB 98-133	PCB 98-139
	)	(UST Appeals, Consolidated)	

ORDER OF THE BOARD (by R.C. Flemal):

On June 11, 1998, petitioner and respondent filed an agreed motion to consolidate twelve underground storage tank refund appeal cases. Also on June 11, 1998, petitioner filed decision waivers in each of the twelve cases providing a common decision due date of March 31, 1999. Each case concerns an oasis facility operated by petitioner, as follows:

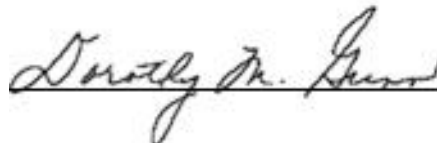
PCB 98-88 (Lake Forest West Oasis)	PCB 98-134 (Hinsdale West Oasis)
PCB 98-115 (Belvidere South Oasis)	PCB 98-135 (Lake Forest West Oasis)
PCB 98-124 (Hinsdale East Oasis)	PCB 98-136 (Lake Forest East Oasis)
PCB 98-125 (Lincoln East Oasis)	PCB 98-137 (Des Plaines North Oasis)
PCB 98-132 (O'Hare East Oasis)	PCB 98-138 (Lincoln North Oasis)
PCB 98-133 (Des Plaines South Oasis)	PCB 98-139 (O'Hare West Oasis)

Notwithstanding that the twelve cases concern separate facilities, petitioner and respondent contend that the facts and issues attendant to each of the cases are substantially similar, and that consolidation "would result in substantial judicial economy in terms of savings of costs and time by the Board, the parties hereto and the people of the State of Illinois." Motion at p. 2. Petitioner and respondent further observe that they have entered into settlement negotiations with respect to the issues and believe that settlement discussions may be furthered, but in no event hindered, by consolidation of the cases. Motion at p. 2.

The motion to consolidate is hereby granted. The caption in these matters is today modified to reflect the consolidation.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 17th day of June 1998 by a vote of 6-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board